IN THE HIGH COURT OF UTTARAKHAND AT NANITAL

Writ Petition No.3 of 2005 (S/B)

Sunil Kumar Chaudhary S/o Sri Ram Naresh Chaudhary,
R/o Village Chawani, P.S. Paudrauna,
District Kushinagar,
Uttar Pradesh. ……. Petitioner

Versus

1. State of Uttarakhand,
through Appointment Secretary,
Government of Uttarakhand,
Dehradun.
2. Governor, State of Uttarakhand,
Dehradun. ……. Respondents

Mr. Sudhir Singh, Advocate for the petitioner.
Mr. Subhash Upadhyaya, Brief Holder for the respondents.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble J.C.S. Rawat, J.

RAJEEV GUPTA, C. J. (Oral)

Mr. Sudhir Singh, Advocate for the petitioner.

Mr. Subhash Upadhyaya, Brief Holder for the respondents.

2. Mr. Sudhir Singh, the learned counsel for the petitioner, in view of the fact that petitioner's suspension has been revoked by the State of Uttar Pradesh, where he had joined after his relieving from the State of Uttarakhand during the pendency of the writ petition, seeks permission to withdraw the writ petition, challenging his suspension order, with the liberty of filing another writ petition seeking payment of salary for the suspension period.

3. Permission granted.

4. With the above liberty, the writ petition is dismissed as withdrawn.

5. Consequently, CLMA No. 11940 of 2006 also stands dismissed as withdrawn.

(J.C.S. Rawat, J.) **(Rajeev Gupta, C. J.)**
10.12.2007 10.12.2007

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